HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 8470 of 2007

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Between:
P. Pedda Parsaiah

…Petitioner

And
The Commissioner,
Municipal Corporation of Hyderabad & others

….Respondents.

:: O R D E R ::

Counsel for the petitioner : Shri S. Veeraiah

Counsel for the respondents : Smt. Kalpana Ekbote

23.04.2007

Per G.S. SINGHVI, CJ

The petitioner has been compelled to seek intervention of the Court because despite representations made by him to the Commissioner and Assistant City Planner, Circle III of the then Municipal Corporation of Hyderabad, the concerned authorities did not respond to his urgent cry for protection against the possible collapse of house on account of unauthorized digging of foundation by the management of Sri Ramachandra College

Smt. Kalpana Ekbote, learned Standing Counsel for the Greater Hyderabad Municipal Corporation, to whom copy of the writ petition was supplied by the counsel for the petitioner, on the basis of instructions given by the authorities, made a statement that action has already been initiated on the complaint of the petitioner and respondent No.4 has been asked not to undertake construction activity in furtherance of the building permission, which has already lapsed. Smt. Ekbote gave out that the concerned Station House Officer has been asked to ensure that no illegal digging of foundation is done by the management of respondent No.4.

In view of the statement of the learned counsel for the Greater Hyderabad Municipal Corporation, we do not consider it necessary to pass order in terms of the prayer made in the writ petition and dispose of the same as infructuous with liberty to the petitioner to seek its revival, if any such contingency arises in future.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.10866 of 2007 filed by the petitioner for interim relief is also disposed of as infructuous.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY, J

23.04.2007
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